03-19-01

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PTO/SB/05 (11-00)
Approved for use through 10/31/2002. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 005217.P020X
(maximum 12 characters)

First Named Inventor Raymond L. Kubischta

Title: INTERACTIVE, OFF-SCREEN ENTERTAINMENT GUIDE FOR PROGRAM SELECTION AND CONTROL

Express Mail Label No. EL431685195US

ADDRESS TO:	**Assistant Commissioner for Patents** **Box Patent Application** **Washington, D. C. 20231**

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. _____ **Fee Transmittal Form (e.g., PTO/SB/17)**
(Submit an original, and a duplicate for fee processing)

2. _____ **Applicant Claims Small Entity Status. (37 CFR 1.27)**

3. X **Specification (Total Pages 37)**
(preferred arrangement set forth below)
- Descriptive Title of the Invention
- Cross Reference to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference sequence listing, a table, or a computer program listing appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

4. X **Drawings(s) (35 USC 113) (Total Sheets 7)**

5. X **Oath or Declaration (Total Pages 5)**

   a. ____ Newly Executed (Original or Copy)

   b. ____ Copy from a Prior Application (37 CFR 1.63(d))
   (for Continuation/Divisional with Box 17 completed)

      i. ___ DELETIONS OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

   c. X Unsigned.

6. _____ **Application Data Sheet. (37 CFR 1.76)**

7. _____ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)

8. _____ Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
   a. ____ Computer Readable Form (CRF)
   b. ____ Specification Sequence Listing on:
      i. _____ CD-ROM or CD-R (2 copies), or
      ii. _____ paper
   c. ____ Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9.	_____	**Assignment Papers (cover sheet & documents(s))**
10.	_____	a. Separate 37 CFR 3.73(b) Statement (where there is an assignee)
	_____	b. Power of Attorney
11.	_____	English Translation Document (if applicable)
12.	_____	a. Information Disclosure Statement (IDS)/PTO-1449
	_____	b. Copies of IDS Citations
13.	_____	**Preliminary Amendment**
14.	__X__	**Return Receipt Postcard (MPEP 503) (Should be specifically itemized)**
15.	_____	Certified Copy of Priority Document(s) (if foreign priority is claimed)
16.	__X__	**Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.**
17.	__X__	Other: separate title page with express mail certificate, copy of postcard and attorney's signature

18A. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:

___ **Continuation** ___ **Divisional** __X__ **Continuation-in-part (CIP)**

Of Prior Application No.: 09/739,576 **Examiner** _____ **Group Art Unit** _____

(which claims priority to prior application no. **60/238,585**,

which is a ___ continuation/ ___ divisional/ ___ CIP of prior application no. _____) (List entire chain of priority)

Applicant(s): Also include a Preliminary Amendment to amend the specification to claim priority.
For CONTINUATION AND DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

18B. Statement under 37 CFR 3.73(b) for continuing application:
The undersigned states that _____ (name of assignee) is the assignee of the entire right, title, and interest in the accompanying patent application by virtue of an assignment recorded in the Patent and Trademark Office at Reel. No. _____ Frame No. _____ (or a copy of which is attached).

19. Correspondence Address

_____ Customer Number or Bar Code Label _____
or (Insert Customer No. or Attach Bar Code Label here)
__X__ Correspondence Address Below

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Name (PRINT/TYPE): Dennis M. de Guzman **Registration No.: 41,702**

Signature: Dennis M de Guzman **Date:** 3/15/01

PTO/SB/35(11-00)
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REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)

First Named Inventor Raymond L. Kubischta
Title INTERACTIVE, OFF-SCREEN ENTERTAINMENT GUIDE FOR PROGRAM SELECTION AND CONTROL

Attorney Docket No. 005217.P020X

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

3/15/01
Date

Signature

Dennis M. de Guzman
Typed or Printed Name

41,702
Registration No.

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing.**

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months after the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Send to: Assistant Commissioner for Patents, Washington, D.C. 20231

DOCKET NO. 005217.P020X